

164.1017.01

REMARKS:Status

After this response, claims 4 to 17 and 22 to 58 are pending. Claims 1 to 3 have been cancelled, and claims 18 to 21 and 59 were previously withdrawn from consideration. Claims 4, 22, 35, 50 and 58 are the independent ones of the pending claims. Claims 4, 5 and 22 have been amended. Reconsideration and further examination are respectfully requested.

Abstract

The Office Action reminded Applicants of the proper format for the Abstract. Applicants have amended the Abstract to conform to this format.

Objection to Disclosure

The disclosure was objected to because of informalities, namely blanks on pages 8 and 9. Applicants have amended the disclosure to correct these informalities.

Section 112 Rejections

Claim 1 was rejected under 35 U.S.C. § 112, ¶ 1. Applicants have cancelled this claim, rendering the rejection moot.

Claims 4 to 17 were rejected under 35 U.S.C. § 112, ¶ 2. Applicants have amended claim 4 to address this rejection. Applicants also have amended claim 5 to conform to the

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amendments to claim 4. In view of these amendments, withdrawal is respectfully requested of the § 112 rejection of claims 4 to 17.

#### Section 102 Rejection

Claims 2, 3 and 22 to 34 were rejected under § 102(e) over "Raissinia." Applicants did not see any indication of the patent number for "Raissinia," so Applicants searched the USPTO database for patents with "Raissinia" listed as an inventor. Of the six patents that resulted from the search, U.S. Patent No. 6,430,193 appeared to Applicants to be the most likely candidate for the patent cited in the Office Action. Applicants have proceeded on this basis.

Applicants have cancelled claims 2 and 3, rendering the rejection of those claims moot.

Claim 22 is the independent one of claims 22 to 34 and has been amended. Claim 22 as amended is reproduced below for the Examiner's convenience:

22. A method including  
maintaining a set of corresponding values for a plurality of  
parameters in a communication system;  
adjusting a plurality of said set of values in response to a  
performance measure in said communication system;  
wherein said corresponding values are collectively optimized with  
regard to said performance measure.

Raissinia is not seen by Applicants to disclose or to suggest the foregoing features of claim 22, at least with respect to collectively optimizing values for a plurality of parameters in a communication system with regard to a performance measure. In particular, Applicants do not see any mention of collective optimization in Raissinia. Accordingly, reconsideration and withdrawal

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are respectfully requested of the § 102 rejection of claim 22 and its dependent claims 23 to 34, as is allowance of those claims.

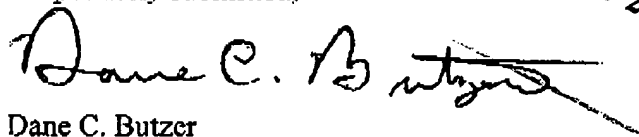
Allowable Subject Matter

Applicants thank the Examiner for the indication that claims 35 to 58 are allowable. However, Applicants noted that the Examiner only discussed claims 35 and then indicated that claims 36 to 58 depended from claim 35. Applicants respectfully point out that claim 50 is an independent claim, claims 51 to 57 depend from claim 50, and claim 58 is another independent claim. Accordingly, Applicants respectfully request verification that claims 50 to 58 are allowed.

Closing

Allowance of the entire application is respectfully requested at the Examiner's earliest convenience. Applicants' undersigned attorney can be reached at (614) 486-3585. All correspondence should continue to be directed to the address indicated below.

Respectfully submitted,



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Dated: September 18, 2003

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